

HARTMAN UNDERHILL & BRUBAKER LLP

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Attorneys for Defendants,

City of Lancaster and Lancaster

Recreation Commission

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA

KATHERINE ELIZABETH NEIMER :
a minor, by and through JAMES J. NEIMER :
and REBECCA NEIMER, her parents and :
natural guardians, :

Plaintiffs :

v. :

CI-02-CV-4034

CITY OF LANCASTER; LANCASTER

: JURY TRIAL
DEMANDED

RECREATION COMMISSION; and :
ISMAEL ALVAREZ, :

Defendants :

Judge Newcomer

**MOTION OF THE CITY OF LANCASTER AND THE LANCASTER
RECREATION COMMISSION FOR SUMMARY JUDGEMENT**

This City of Lancaster and the Lancaster Recreation Commission move for summary judgement in their favor and against Plaintiffs on the grounds that as a matter of law Plaintiffs are unable to establish any of the causes of action in their Complaint.

Dated: _____, 2003

HARTMAN UNDERHILL & BRUBAKER LLP

By: _____
Christopher S. Underhill, Attorney I.D. #07013
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Recreation Commission
Defendants
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PROOF OF SERVICE

I HEREBY CERTIFY that I am this day serving the foregoing Motion of the City of Lancaster and the Lancaster Recreation Commission for Summary Judgement on the persons and in the manner indicated below.

Service by Facsimile and First Class Mail, addressed as follows:

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Attorneys for Defendant, Ismael Alvarez

Dated: _____, 2003

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